

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

JUN 26 1968

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed JUL 26 1968

The applicant Joe Ashburn
555 Esmeralda
 of Fallon, County of Churchill

State of Nevada, hereby make.... application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground
Name of stream, lake or other source.

2. The amount of water applied for is 5.0 second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet..... acre-feet

3. The water to be used for mining and milling
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated).....

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 11. Remarks") See Remarks

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 22, T.23N.,

R.28E., M.D.B.&M., or at a point from which the SW corner of
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, said Sec. 22 bears S. 13° 14' 30" W., 873.22 ft. it should be stated.

6. Place of use SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 22, T.23N., R.28E., M.D.B.&M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about January 1st and end about December 31st, of each year.
Month Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well, pump, distribution system.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works \$10,000
10. Estimated time required to construct works 3 yr.
11. Remarks Water will be pumped to mill, for extraction of mineral content.
Water will be returned to natural stream after extractive process.

Applicant

By s/ Joe Ashburn

Compared jw/js dc/jw

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to all existing rights on the source. It is understood that the 5.0 cfs., herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State retains the right to regulate the use of the water herein granted at any and all times. This permit is also issued with the understanding that the water will be returned to natural drainage undiminished in quantity and unchanged in quality except for the mineral content extracted therefrom.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.0 cubic feet per second.

Actual construction work shall begin on or before June 16, 1969

Proof of commencement of work shall be filed before July 16, 1969

Work must be prosecuted with reasonable diligence and be completed on or before June 16, 1970

Proof of completion of work shall be filed before July 16, 1970

Application of water to beneficial use shall be made on or before June 16, 1972

Proof of the application of water to beneficial use shall be filed on or before July 16, 1972

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed JUL 22 1970
Completion of work filed
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued
Recorded Bk. Page

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 16th day of December

A.D. 19 68

County Recorder

AUG 17 1971

State Engineer

Roland D. Westergard